IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.26348 of 2008
SUNIL SAH & ANR
Versus
STATE OF BIHAR
---

2. 28.07.2008 Heard the counsel for the petitioners and the State.

Petitioners are dealers of food grains. They are doing their business independently.

Allegation is that on secret information, when their house was inspected 160 bags of machine stitched food grains suspected to be of F.C.I. and for the purpose of distribution under Government scheme, was recovered.

Counsel for the petitioners submits that since the petitioners are not dealers under Public Distribution System. No offence u/Ss 7, 8 & 9 of the Essential Commodities Act is made out.

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Considering the fact, prayer for grant of anticipatory bail on behalf of the petitioners, namely, Sunil Sah and Ganesh Kumar @ Ganesh Sao is allowed. In the event of their arrest or surrender within four weeks from today in the court below, they will be released on bail on furnishing bail bond of Rs 10,000/- (ten thousand) each to the satisfaction of SDJM, Masaurhi, Patna in Masaurhi P.S. Case No. 181/08 subject to the conditions as laid down u/S 438(2) of the Cr.P.C.

AKV/ **(Mridula Mishra,J.)**